

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: KOZAK, et al.

International
Application No.: PCT/IL00/00562

International Filing
Date: September 13, 2000

Serial No.: 10/088,160

Priority date: September, 14, 1999

Confirmation No.: 2914

For: **PHOSPHOLIPID PRODRUGS OF
ANTI- PROLIFERATIVE DRUGS**

Commissioner for Patents, BOX PCT
United States Patent and Trademark Office
Washington, DC 20231

July 22, 2002

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35
U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

Sir:

In response to the Notification of Missing Requirements dated June 7, 2002, a copy of which is enclosed, please find a copy of the executed Declaration/Power of Attorney document that was signed by the inventors including the inventor Israel Shapiro and filed on March 13, 2002. The Notification of Missing Requirements indicates that the Declaration is not in compliance with 37 CFR 1.497(a) and (b) because the inventor Israel Shapiro is not listed on the Declaration. Applicants believe that the Declaration filed on March 13, 2002 along with the associated filing documents for this patent application does include Israel Shapiro. Please review the declaration in your files at the United States Patent and Trademark Office to verify that the original declaration and power of attorney included all of the inventor's names including Israel Shapiro.

No fees are believed to be due at this time. However, if it is determined that the

Declaration and Power of Attorney submitted herewith is necessary to complete the filing requirements for this application, the Commissioner of Patents and Trademarks is hereby authorized to charge payment of the surcharge under 37 CFR 1.492(e) of \$65 and/or any other fees to Deposit Account No. 50-0552.

Respectfully submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 

Cary S. Kappel
Reg. No. 36,561

DAVIDSON, DAVIDSON & KAPPEL, LLC
485 Seventh Avenue, 14th Floor
New York, NY 10018
(212) 736-1940

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, DC 20231" on July 22, 2002.
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,160	Alexander Kozak	800.1015

Davidson Davidson & Kappel
485 Seventh Avenue
14th Floor
New York, NY 10018

Excelon 6/17
Person 6/17
8/7/02 File missing
Parts due
7/7/02 Reminder
cmd/FSA

INTERNATIONAL APPLICATION NO.	
PCT/IL00/00562	
I.A. FILING DATE	PRIORITY DATE
09/13/2000	09/14/1999

CONFIRMATION NO. 2914
371 FORMALITIES LETTER

OC00000008228504

Date Mailed: 06/07/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Assignee Statement
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement

RECEIVED
JUN 14 2002
DAVIDSON, DAVIDSON & KAPPEL

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - The International Application shows an inventor (Shapiro) not listed on the declaration. Please clarify.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9116

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,160	PCT/IL00/00562	800.1015